

IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT  
OF IOWA

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Christopher (Bruce) The Living Man  
Plaintiff

IN RE: Case #19-4096

v.

United States District Court  
For the South Dakota District  
Roberto A. Lange, Presiding  
Respondent

Notice of Appeal

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Christopher the Living Man does come before this district court of the South Dakota District, as well as the 8<sup>th</sup> Circuit appellate court, and submit this notice to appeal.

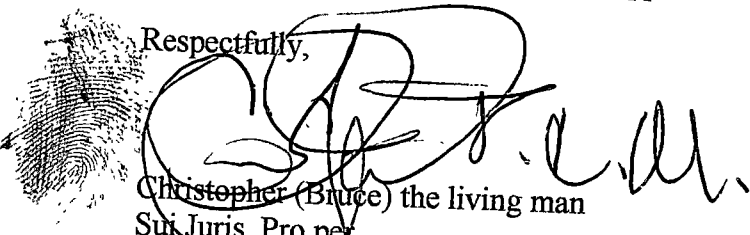
FACTS IN SUPPORT OF INITIATING APPEAL

1. Claim was filed in the District Court of South Dakota on 6/3/2019.
2. Amended Claim was filed in the District Court of South Dakota on 6/6/2019
3. Claimant was arrested by 2 of the 3 defendants on the same date, two hours following copy sent to one of the defendants.
4. Claimant also filed motion to proceed in forma pauperis on the same date, when the amended claim was filed.
5. Claimant filed a petition for a writ of Habeas Corpus on the date of 6/8/2019; by sending it separately in the mail to the courthouse; with instructions that it was to be a separate action. Claimant subsequently filed 2 addendums in the following 2 months while he sat in jail on an unconstitutionally high 50,000K cash only bond for a level 6 felony (the lowest grade felony in South Dakota. Upon receiving the 2<sup>nd</sup>, the District Court then wrote the defendant in jail and informed him that there was no Habeas Corpus action on the record of the court. It was later discovered, well after my release, that the habeas corpus was filed in the civil case. The claimant feels this was done purposefully, to hide the habeas corpus. What federal court clerk would file a habeas corpus in a civil suit?? The writ was sent in an envelope by itself, with no case number on it; and a letter of instruction. The letter was not filed on the record.
6. The Rules of FCP state that a summons MUST be served on the parties within 90 days of the originating claim. The claimant waited over 113 days before deciding to notify the court of his intent to file a writ of continuing mandamus.

7. 3 days following the notice, a ruling was hurriedly filed by the judge, Roberto A. Lange, dismissing the case in screening. Judge Lange refers to the claimant by his name, then calls him "William" throughout the remainder of the order; and refers to a City Attorney named Kooistra; who isn't even a defendant. It should be obvious that the District Court Judge is not reading the claim whatsoever, as he doesn't get names, facts or resulting judgments correct at all.
8. It should also be noted that someone in the clerk's office; or the judge, on 6/6/19 (The day the amended claim was filed) allegedly called the Mayor, the primary defendant, and told him that a claim had been filed against him; which, of course, resulted in my retaliatory arrest. Regardless of this suit being public record, and regardless of the fact that the claimant sent the defendant a copy of the claim by email; this is UNPROFESSIONAL BEHAVIOR by this court, and shows CLEARLY a bias exists; let alone the fact that it sat in this court for over 113 days without being addressed, and didn't move until the claimant noticed the court that he would file Mandamus with the 8<sup>th</sup> Circuit.

The claimant, hereby, files notice of appeal to the 8<sup>th</sup> Circuit appellate court.

Respectfully,



Christopher (Bruce) the living man

Sui Juris, Pro per

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Date

8/26/19